

Message Text

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17

ORIGIN L-03

INFO OCT-01 NEA-10 ISO-00 SCA-01 CPR-01 SP-02 PRS-01 SCS-03

SS-15 CIAE-00 INR-07 NSAE-00 USIA-06 /050 R

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APPROVED BY L/M - K. E.MALMBORG
NEA/INS-MR. LORTON
SCA-MR. L. LAWRENCE

----- 123160

R 192104Z AUG 75
FM SECSTATE WASHDC
TO AMEMBASSY NEW DELHI
INFO AMCONSUL CALCUTTA

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E.O. 11652: N/A

TAGS: CGEN, PINT, IN

SUBJECT: CALCUTTA COUNSULOR DISTRICT

REFERENCES

- (A) NEW DELHI 8044
- (B) NEW DELHI 7420

1. REF B REPORTED CONTINUED IMPASSE IN EMBASSY'S EFFORTS TO SECURE MEA AGREEMENT TO RESTORATION OF NORTHEASTERN REGION TO JURISDICTION OF CONSULATE-GENERAL CALCUTTA AND REQUESTED DEPARTMENT'S VIEWS ON FURTHER STEPS TO BE TAKEN.
2. DEPARTMENT BELIEVES THAT EMBASSY'S ASSESSMENT OF GOI'S VIOLATION OF CUSTOMARY LAW AND PRACTICE IS ENTIRELY CORRECT AND DOES NOT RECOMMEND ANY FORMAL ASSENT TO THE CURRENT POLICY. WHETHER OR NOT ANY PRACTICAL RESULT CAN BE OBTAINED, DEPARTMENT RECOMMENDS THAT NOTIFICATION BE MADE THAT DAVID KORN'S CONSULAR DISTRICT INCLUDES THE DISPUTED NORTHEASTERN TERRITORY. IN THIS WAY LEGAL POSITION CAN BE PRESERVED SHOULD ISSUE BE FORMALLY EXAMINED AT LATER TIME,
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E.G., DURING DISCUSSIONS OR NEGOTIATION OF CONSULAR CONVENTION.

3. IT IS DEPARTMENT'S VIEW THAT EXECUTION OF CONSULAR

FUNCTIONS BY EMBOFFS WITH CONSULAR RESPONSIBILITIES WOULD
NOT PREJUDICE CONSULATE-GENERAL'S POSITION ON CONSULAR
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DISTRICT ISSUE. SHOULD THE QUESTION OF SUBSTITUTION OF
EMB JURISDICTION FOR THAT OF CON-GEN BE RAISED IN THE
CONTEXT OF A GRANT OF PERMISSION BY MEA, EMB SHOULD NOTE
RESERVATION OF POSITION.

4. DESPITE THE INCONVENIENCE WHICH MAY RESULT AND DESPITE
THE SEEMINGLY ENDLESS NATURE OF THE DEBATE ON THE QUESTION,
DEPARTMENT BELIEVES THE DISCRIMINATION ISSUE IMPORTANT
ENOUGH TO WARRANT ADDITIONAL PRESSURE TO REVERSE MEA'S
ENTIRELY ARBITRARY ACTION. KISSINGER

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